

planned deployment of telecommunications services and equipment, including any software or upgrades of software integral to the use or operation of such telecommunications equipment.

§ 59.4 Definition of “qualifying carrier”.

For purposes of this part, the term “qualifying carrier” means a telecommunications carrier that:

- (a) Lacks economies of scale or scope; and
- (b) Offers telephone exchange service, exchange access, and any other service that is included in universal service, to all consumers without preference throughout the service area for which such carrier has been designated as an eligible telecommunications carrier under section 214(e) of 47 U.S.C.

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